

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

NORMAN AGUILAR,)
)
)
Petitioner,) Civil No. 06-1377-TC
)
v.)
)
CHARLES DANIELS,)
)
)
Respondent.)
)

Magistrate Judge Thomas M. Coffin filed his Findings and Recommendation on October 17, 2006. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1982). See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Judge Coffin's Findings and Recommendation. Petitioner's petition (#2) is denied on the ground that petitioner's brief indicates he has not exhausted available administrative remedies. This proceeding is dismissed without prejudice. The clerk of court will enter judgment accordingly.

IT IS SO ORDERED.

DATED this 16th day of Nov., 2006.

Michael R. Hogan

UNITED STATES DISTRICT JUDGE